

**CONFERENCE COMMITTEE REPORT
DIGEST FOR SB 274**

Citations Affected: IC 3-8; IC 5-4; IC 33-5; IC 33-14.

Synopsis: Residency of candidates. Makes changes concerning certain city court judges, including changes to the residency requirements and changes requiring that certain city court judges be attorneys. Requires a candidate for prosecuting attorney to be a resident of the judicial circuit that the person serves. (This conference committee report: (1) removes a provision requiring a full-time magistrate to be a resident of the jurisdiction served by the court that appoints the magistrate; and (2) makes amendments to resolve conflicts with SEA 28-1999 and HEA 1079-1999.)

Effective: Upon passage; July 1, 1999.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT:

Your Conference Committee appointed to confer with a like committee from the House upon Engrossed House Amendments to Engrossed Senate Bill No. 274 respectfully reports that said two committees have conferred and agreed as follows to wit:

that the Senate recede from its dissent from all House amendments and that the Senate now concur in all House amendments to the bill and that the bill be further amended as follows:

- 1 Page 2, line 20, after "IC 3-8-1-28.5" insert ", AS AMENDED BY
- 2 HEA 1079-1999,".
- 3 Page 2, line 27, after "candidacy" insert "or declaration of intent to
- 4 be a write-in candidate".
- 5 Page 2, line 27, after "IC 3-8-2" insert ", ,".
- 6 Page 2, line 28, delete "or".
- 7 Page 2, line 28, delete "." and insert ", or a certificate of nomination
- 8 under IC 3-10-6-12.".
- 9 Page 2, line 30, before "county" delete "the" and insert "a".
- 10 Page 2, line 30, after "county" insert "in which the city is located".
- 11 Page 3, delete lines 34 through 38.
- 12 Page 4, line 19, delete "IS ADDED TO THE INDIANA CODE".
- 13 Page 4, line 20, delete "AS A NEW SECTION" and insert ", AS
- 14 ADDED BY SEA 28-1999, IS AMENDED".
- 15 Page 4, line 21, delete "UPON PASSAGE]:" and insert "JULY 1,
- 16 1999]: Sec.".
- 17 Page 4, line 21, reset in roman "1.5.".
- 18 Page 4, line 24, reset in roman "To be eligible to hold office as a
- 19 prosecuting attorney, a".
- 20 Page 4, reset in roman lines 25 through 26.
- 21 Page 4, between lines 26 and 27, begin a new paragraph and insert:
- 22 "SECTION 9. [EFFECTIVE UPON PASSAGE] (a) **This**
- 23 **SECTION does not apply to a deputy prosecuting attorney**
- 24 **appointed by a prosecuting attorney or a special prosecutor**
- 25 **appointed by a court.**

1 **(b) To be eligible to hold office as a prosecuting attorney, a**
2 **person must be a resident of the judicial circuit that the person**
3 **serves.**

4 **(c) This SECTION expires July 1, 1999."**

5 Renumber all SECTIONS consecutively.

(Reference is to ESB 274 as reprinted April 8, 1999.)

Conference Committee Report
on
Senate Bill 274

Signed by:

Senator Landske

Representative Kromkowski

Senator Breaux

Representative Richardson

Senate Conferees

House Conferees